

**FRANK T. MARTINEZ**  
City Clerk

**KAREN E. KALFAYAN**  
Executive Officer

When making inquiries  
relative to this matter  
refer to File No.

04-0835

# CITY OF LOS ANGELES

CALIFORNIA



JAMES K. HAHN  
MAYOR

Office of the  
**CITY CLERK**  
Council and Public Services  
Room 395, City Hall  
Los Angeles, CA 90012  
Council File Information - (213) 978-1043  
General Information - (213) 978-1133  
Fax: (213) 978-1040

**HELEN GINSBURG**  
Chief, Council and Public Services Division

CD 5

January 13, 2005

Councilmember Weiss  
Board of Public Works  
Bureau of Engineering,  
Land Development Group  
cc: Real Estate Division  
Bureau of Street Services  
Bureau of Street Lighting  
Department of Transportation  
Fire Department  
Planning Department

GLM Associates  
Attn: Pam Ball  
23679 Calabasas Road, PMB 753  
Calabasas, CA 91302

William E. Boehringer II  
3535 E. Coast Highway, #307  
Corona Del Mar, CA 92625

Harold Lapesarde  
2528 W. Martin Luther King Jr. Blvd.  
Los Angeles, CA 90008

RE: VACATING THRUSH WAY (WESTERLY HALF OF THE NORTHERLY SIDE) APPROXIMATELY  
175 FEET NORTHEASTERLY OF MAGNETIC TERRACE

At the meeting of the Council held January 12, 2005, the following action  
was taken:

Attached report adopted.....  
Findings adopted.....  
Mayor concurred.....  
FORTHWITH.....  
Mayor approved.....  
Motion adopted to approve attached report recommendation(s).....  
Motion adopted to approve communication recommendation(s).....  
To the Mayor FORTHWITH.....  
Categorical exemption approved..... X

*Frank T. Martinez*

City Clerk  
SOS

PLACE IN FILES

JAN 25 2005

DEPUTY

A handwritten signature in black ink, appearing to read "Deputy".

steno\040835a

*Sos 1/24/05*



TO THE COUNCIL OF THE  
CITY OF LOS ANGELES

Your

PUBLIC WORKS

Committee

reports as follows:

Yes No  
Public Comments: XXX \_\_\_\_\_

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Thrush Way (westerly half of the northerly side) approximately 175 feet northeasterly of Magnetic Terrace.

Recommendations for Council action:

1. FIND that the vacation is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. ADOPT the FINDINGS of the City Engineer dated June 4, 2004, as the findings of the City Council.
3. ADOPT the accompanying City Engineer report dated June 4, 2004.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,540 for the investigation of this vacation request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to Section 7.44 of the LAAC may be required of the petitioner. Maintenance of the public easement by City of Los Angeles forces will be eliminated.

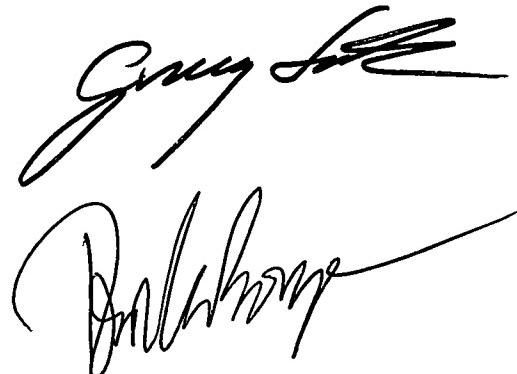
#### SUMMARY

The City Engineer reports that the purpose of the vacation request is to consolidate the vacation area with the adjoining property for a proposed single-family residence. The City Engineer determined that the vacation area is not needed for the use of pedestrians, bicyclists, or equestrians. The City Engineer also reported that the vacation area is not needed for nonmotorized transportation or for vehicular circulation or access. Further, the vacation area is not necessary for present or prospective public use.

At a special meeting held on December 17, 2004, the Public Works Committee approved the recommendations of the City Engineer as contained in this Council file. This matter is now submitted to Council for its consideration.

Respectfully submitted,

PUBLIC WORKS COMMITTEE



Gray Sall  
D. Johnson

FINDINGS & REPT.

**ADOPTED**

JAN 12 2005

**LOS ANGELES CITY COUNCIL**

CAT EXEMPT APPROVED

MEMBER  
SMITH  
LABONGE  
PERRY

VOTE  
YES  
YES  
ABSENT

SG  
1/6/05  
CD 5  
#040835.wpd

COUNCIL VOTE

Jan 12, 2005 10:40:43 AM, #3

Items for Which Public Hearings Have Been Held - Items 7- 30  
Voting on Item(s): 8-10,12-17,19-29

Roll Call

CARDENAS	Yes
GARCEtti	Yes
GREUEL	Yes
HAHN	Yes
LABONGE	Yes
LUDLOW	Yes
MISCIKOWSKI	Yes
PARKS	Absent
PERRY	Yes
RÉYES	Yes
SMITH	Yes
VILLARAIGOSA	Absent
WEISS	Absent
ZINE	Yes
*PADILLA	Yes

Present: 12, Yes: 12 No: 0

## PUBLIC WORKS COMMITTEE

Report/Communication for Signature

Council File Number

04-0835

Committee Meeting Date

12/17/04, Special meeting

Council Date

1/12/05

COMMITTEE MEMBER	YES	NO	ABSENT
Councilmember Greig Smith, Chair	✓		
Councilmember Tom LaBonge	✓		
Councilmember Jan Perry			✓

Remarks

Approve

Sharon Gin, Legislative Assistant ★★★★ Telephone 213-978-1072

PUBLIC WORKS COMMITTEE

SUGGESTED NOTIFICATION OF COUNCIL ACTION

Council File No.

04-0835

- Council Member(s) 5
- Petitioner/Communicant See p. 2 of City Engineer report
- Board of Public Works (Mail Stop 465)
- Bureau of Accounting (Mail Stop 470)
- Bureau of Contract Administration (Mail Stop 480)
- Bureau of Engineering (Mail Stop 901) Land Development/Real Estate Div
- Bureau of Street Services (Mail Stop 550)
- Bureau of Street Lighting (Mail Stop 545)
- Fire Department
- Police Department
- Controller
- Mayor (with/without file)
- Chief Legislative Analyst
- City Administrative Officer
- City Attorney (with blue sheet)
- City Clerk
- DOT (Mail Stop 725)
- Planning Dept
-

# CITY OF LOS ANGELES

CALIFORNIA



JAMES K. HAHN  
MAYOR

FRANK T. MARTINEZ  
City Clerk

KAREN E. KALFAYAN  
Executive Officer

When making inquiries  
relative to this matter  
refer to File No.

Office of the  
**CITY CLERK**  
Council and Public Services

Room 395, City Hall  
Los Angeles, CA 90012  
Council File Information - (213) 978-1043  
General Information - (213) 978-1133  
Fax: (213) 978-1040

—  
**HELEN GINSBURG**  
Chief, Council and Public Services Division

Council File No. 04-0835

December 9, 2004

TO WHOM IT MAY CONCERN:

PROJECT: Vacation request for Thrush Way (westerly half of the northerly side)  
approximately 175 feet northeasterly of Magnetic Terrace - VAC - E1400880

The project listed above will be considered by the Public Works Committee of the City of Los Angeles City Council at 8:30 AM or shortly thereafter on Friday, December 17, 2004, in Room 1060, City Hall (10th Floor), 200 North Spring Street, Los Angeles, CA 90012. Entrance to City Hall is from Main Street. Please allow time to pass through the security measures in place at the entrance.

If you cannot attend, but wish to have your opinion considered at the meeting, I must receive your mailed or faxed letter at the following address by no later than 7:30 AM, Friday, December 17, 2004:

Council of the City of Los Angeles  
Attn: Public Works Committee  
City Hall  
200 North Spring Street, Room 395  
Los Angeles, CA 90012

FAX: (213) 978-1079

Sincerely,

A handwritten signature in black ink, appearing to read "Sharon Gin".

Sharon Gin  
Legislative Assistant  
Public Works Committee  
(213) 978-1072

BOARD OF PUBLIC WORKS  
MEMBERS

VALERIE LYNNE SHAW  
PRESIDENT  
ELLEN STEIN  
VICE-PRESIDENT  
JANICE WOOD  
PRESIDENT PRO-TEMPORE  
RONALD LOW  
COMMISSIONER  
JAMES A. GIBSON  
SECRETARY

CITY OF LOS ANGELES  
CALIFORNIA



JAMES K. HAHN  
MAYOR

DEPARTMENT OF  
PUBLIC WORKS

BUREAU OF  
ENGINEERING

GARY LEE MOORE, P.E.  
CITY ENGINEER

650 SOUTH SPRING ST., SUITE 200  
LOS ANGELES, CA 90014-1911  
213-847-8766

<http://eng.lacity.org>

Department of Public Works  
Bureau of Engineering  
Land Development Group  
201 North Figueroa Street, Ste. 200  
Los Angeles, CA 90012

JUN 04 2004  
Council File No. 04-0835 -  
Council District 5 -  
Contact Person: Don Sakamoto  
Phone #(213) 977-6192.

Honorable Greig Smith, Chair  
Public Works Committee

Transmittal:

Transmitted herewith, is the City Engineer's report dated June 4, 2004 for Council review and approval of:

VACATION REQUEST - VAC-E1400880 - Council File No. 04-0835 - Thrush Way (westerly half of the northerly side) approximately 175 feet northeasterly of Magnetic Terrace.

RECOMMENDATIONS:

1. Adopt the findings by the City Engineer on the attached City Engineer report relative to initiating vacation proceedings. This vacation is exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(3) of the City's Environmental Guidelines.
2. Adopt the City Engineer report dated June 4, 2004 with the conditions contained therein.
3. Fiscal Impact Statement:

The petitioner has paid a fee of \$6,540.00 for the investigation of this request pursuant to Section 7.42 of the Administrative Code. An additional processing fee to recover the cost pursuant to Section 7.44 of the Administrative Code may be required of the petitioner. Maintenance of the public easement by City Forces will be eliminated.

PUBLIC WORKS

JUN 11 2004



RECEIVED  
CITY CLERK'S OFFICE

2004 JUN 11 AM 8:22

CITY CLERK  
BY Vm DEPUTY  
CD 5

4. There were no objections to the vacation submitted for this project.

Attachment:



Edmond Yew  
Edmond Yew, Manager  
Land Development Group

EY/DS/gt  
H:\ldg2\gtwp315

Office of the City Engineer  
Los Angeles, California

To the Public Works Committee  
of the Honorable Council  
of the City of Los Angeles  
Honorable Members:

JUN 04 2004

C. D. No. 5

SUBJECT:

Vacation Request - VAC-E1400880 - Council File No. 04-0835 -  
Thrush Way (Westerly half of the Northerly Side) Approximately  
175 Feet Northeasterly of Magnetic Terrace.

RECOMMENDATIONS:

- A. That summary street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on the attached Exhibit "B":

The excess portion of the northerly side of Thrush Way adjoining Lot 7, Tract No. 9970.

- B. That the vacation of the area shown colored orange on Exhibit "B", be denied.
- C. That the Council find that the vacation is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3), of the City's Environmental Guidelines.
- D. That, in conformance with Section 556 of the City Charter, the Council make the findings that the vacation is in substantial conformance with the purposes, intent and provisions of the General Plan.
- E. That, in conformance with Section 892 of the California Streets and Highways Code, the Council determine that the vacation area is not needed for nonmotorized transportation facilities.
- F. That, in conformance with Section 8324 of the California Streets and Highways Code, the Council determines that the vacation area is not necessary for present or prospective public use.
- G. That the Council adopt the City Engineer's report with the conditions contained therein.

FISCAL IMPACT STATEMENT

The petitioner has paid a fee of \$6,540.00 for the investigation of this request pursuant to Section 7.42 of the Administrative Code. Any deficit fee to recover the cost pursuant to Section 7.44 of the Administrative Code may be required of the petitioner. Maintenance of the public easement by City Forces will be eliminated.

NOTIFICATION:

That notification of the time and place of the Public Works Committee meeting to consider this request be sent to:

1. GLM Associates  
Attn: Pam Ball  
23679 Calabasas Road, PMB 753  
Calabasas, CA 91302
2. William E. Boehringer II  
3535 E. Coast Highway, #307  
Corona Del Mar, CA 92625
3. Harold Lapesarde  
2528 W. Martin Luther King Jr. Blvd.  
Los Angeles, CA 90008

CONDITIONS FOR STREET VACATION:

The Conditions specified in this report are established as the requirements to be complied with by the petitioner for this vacation. Vacation proceedings in which the conditions have not been completed within 180 days of the Council's action on the City Engineer's report, and without proper time extension, shall be terminated, with no further Council action.

1. That a suitable map approved by the Central District Engineering Office, delineating the limits including bearings and distances, of the area to be vacated be submitted to the Land Development Group of the Bureau of Engineering prior to preparation of the Resolution to Vacate.
2. That a suitable legal description describing the area being vacated and all easements to be reserved, including copies of all necessary supporting documentation, be submitted to the Land Development Group of the Bureau of Engineering prior to preparation of the Resolution to Vacate.

3. That the petitioner dedicate 9 feet as public street where necessary to complete a 22-foot half right of way along the northerly side of Thrush Way adjoining Lot 6, Tract No. 10416 and Lot 7, Tract No. 9970 in a manner satisfactory to the City Engineer.
4. That a Covenant and Agreement be recorded stating suitable irrigation and landscaping will be provided by the property owner over the proposed vacation area adjoining his properties.
5. That arrangements be made with the Southern California Gas Company for the removal of affected facilities or the providing of easements or rights for the protection of affected facilities to remain in place.
6. That an agreement be recorded satisfactory to the Bureau of Engineering to hold the parcel of land under the one ownership and its adjoining portion of the area to be vacated, as one parcel to preclude the creation of landlocked parcels. This is to remain effective until such time as new subdivision map is recorded over said area, a parcel map exemption is permitted or until released by the authority of the City of Los Angeles.
7. That street lighting facilities be installed as may be required by the Bureau of Street Lighting.
8. That street trees be planted and tree well covers be installed as may be required by the Street Tree Division of the Bureau of Street Services.

TRANSMITTAL:

Application dated September 2, 2003, from Pam Ball of GLM Associates.

DISCUSSION:

Request: The petitioner, Pam Ball of GLM Associates, representing the owner of the properties shown outlined in yellow on Exhibit "B", is requesting the vacation of the public street area shown colored blue and orange. The purpose of the vacation request is to consolidate the vacation area with the adjoining property for a proposed single-family residence.

This vacation procedure is being proposed under Council File No. 01-1459 adopted by the Los Angeles City Council on March 5, 2002.

Resolution to Vacate: The Resolution to Vacate will be recorded upon compliance with the conditions established for this vacation.

Previous Council Action: The City Council on May 5, 2004, under Council File No. 04-0835 adopted a Rule 16 Motion initiating street vacation proceedings.

Zoning and Land Use: The properties lying northerly and southerly of the proposed vacation area are zoned RE11-1 and are either developed with single-family dwellings or are undeveloped hillside properties.

Description of Area to be Vacated: The area sought to be vacated is the excess portion of the northerly side of Thrush Way adjoining Lot 7, Tract No. 9970. This portion of Thrush Way lies along a steep hillside terrain and was a portion of a hairpin curve which was eliminated through a condemnation action by the City. A portion of Thrush Way adjoining Lot 6, Tract No. 10416 was vacated previously by Document No. 87-1173090.

Adjoining Streets: Thrush Way, a local hillside street dedicated 26 feet wide is improved with a 20-foot wide roadway and concrete curbs.

Surrounding Properties: The adjoining owner of Parcel A, Parcel Map L.A. No. 2925 has been notified of the proposed street vacation.

Effects of Vacation on Circulation and Access: The proposed vacation of that portion of the northerly side of Thrush Way adjoining Lot 7, Tract No. 9970 should have no adverse effect on circulation and access since the proposed vacation area is excess right of way.

The street is not needed for the use of pedestrians, bicyclists or equestrians.

Objections to the Vacation: There were no objections to the vacation submitted for this project.

Reversionary Interest: No determination of the underlying fee interest of the vacation area has been made as to title or reversionary interest.

Dedications and Improvements: It will be necessary that the petitioner provides for the dedication and improvement as outlined under Conditions.

Sewers and Storm Drains: There are no existing storm drain facilities within the area proposed to be vacated. There are, however, existing sewer facilities in the vicinity of the vacation area.

Public Utilities: Southern California Gas Company maintains facilities in the area proposed to be vacated.

Tract Map: Since the required dedication can be acquired by separate instrument and the necessary improvement can be constructed under separate permit processes, the requirement for the recordation of a new tract map could be waived. However, it will be necessary that the petitioner records an agreement satisfactory to the Bureau of Engineering to hold the adjoining parcel of land under the one ownership and its adjoining portion of the area to be vacated as one parcel to preclude the creation of landlocked parcels. This is to remain effective until such time as a new subdivision map is recorded over said area, a parcel map exemption is permitted or until released by the authority of the City of Los Angeles.

City Department of Transportation: The Department of Transportation states that based on traffic considerations, the vacation is not opposed if all abutting property owners are in agreement with the proposed vacation and the 20-foot wide hillside street on 26-foot wide right-of-way is maintained. In addition, that through the requirements of a tract map or by other means, provisions are made for (1) lot consolidation, (2) driveway and access approval by the Department of Transportation, (3) any additional dedications and improvements necessary to bring all adjacent streets into conformance with the City's Standard Street Dimensions.

City Fire Department: The Fire Department states that the subject property has been investigated by members of the Fire Department and that they have no objections to the vacation request.

Department of City Planning: The Planning Department did not respond to the Bureau of Engineering's referral letter dated October 2, 2003.

Summary Vacation: Pursuant to Section 8334(a) of the California Streets and Highways Code, this vacation could be processed under Summary Vacation proceedings since the vacation area is in excess of the dedication requirement for street or highway purposes.

Conclusion: The vacation of the public street area as shown colored blue on the attached Exhibit "B" could be conditionally approved based upon the following:

1. It is unnecessary for present or prospective public use.
2. It is not needed for vehicular circulation or access.
3. It is not needed for nonmotorized transportation purposes.
4. It is excess dedication resulting from the realignment of Thrush Way.

The area as shown colored orange should not be vacated because it is needed for public street purposes.

Respectfully submitted,

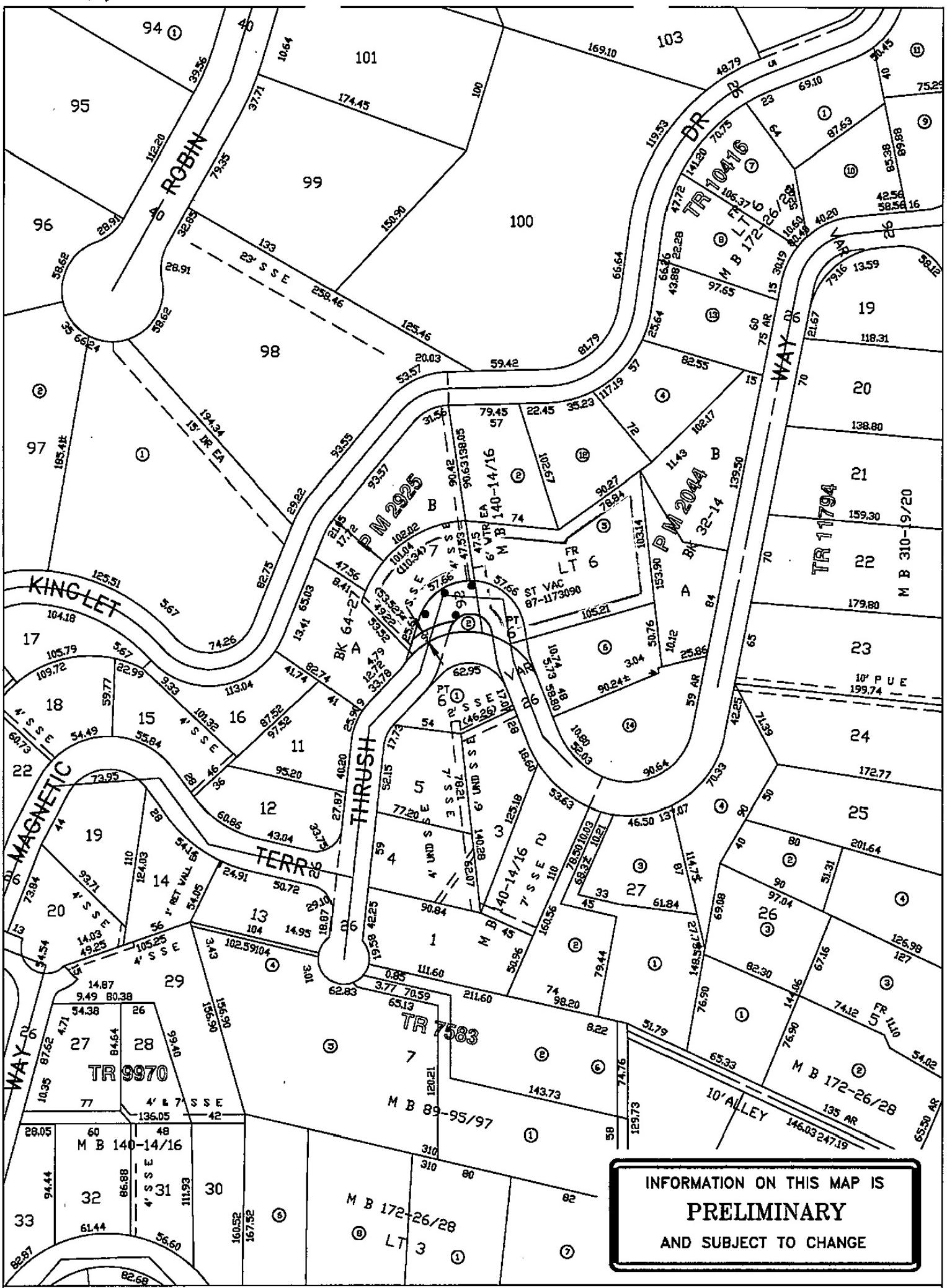
Report prepared by:

LAND DEVELOPMENT GROUP

Don Sakamoto  
Civil Engineering Associate III  
(213) 977-6192

  
Edmond Yew, Manager  
Land Development Group  
Bureau of Engineering

EY/DS/qt  
H:\ldg2\GTWP315



**TITLE:** THRUSH WAY (WLY HALF/O NLY/S) APPROX. 175' NORTHEASTERLY  
OF MAGNETIC TERRACE.

**WORK ORDER NO. VAC-** E1400880

**COUNCIL FILE NO.** 04-0835

**COUNCIL DIST.** 5 **DIV. INDEX** 1345

**ENG. DIST.** CENTRAL **T.G.** 592-H4

**DISTRICT MAP** 147 B 169

**DEPT. OF PUBLIC WORKS**

BUREAU OF ENGINEERING

CITY OF LOS ANGELES

J. MICHAEL CAREY  
City Clerk

FRANK T. MARTINEZ  
Executive Officer

When making inquiries  
relative to this matter  
refer to File No.

04-0835

# CITY OF LOS ANGELES

CALIFORNIA



JAMES K. HAHN  
MAYOR

Office of the  
**CITY CLERK**  
Council and Public Services  
Room 395, City Hall  
Los Angeles, CA 90012  
Council File Information - (213) 978-1043  
General Information - (213) 978-1133  
Fax: (213) 978-1040

HELEN GINSBURG  
Chief, Council and Public Services Division

CD 5

May 6, 2004

PLACE IN FILES

MAY 10 2004

DEPUTY *VW*

Councilmember Smith  
Councilmember Weiss  
Bureau of Engineering  
Board of Public Works  
Public Works Committee  
Attn: Alan Alietti

RE: INITIATING STREET VACATION PROCEEDINGS FOR THE WESTERLY HALF OF THE NORTHERLY SIDE OF THRUSH WAY APPROXIMATELY 175 FEET NORTHEASTERLY OF MAGNETIC TERRACE, IN COUNCIL DISTRICT FIVE

At the meeting of the Council held MAY 5, 2004, the following action was taken:

Attached motion (Smith - Weiss) adopted .....   
Attached resolution adopted.....  
Ordinance adopted.....  
Ordinance number .....

Publication date.....  
Effective date.....  
Mayor approved.....  
FORTHWITH.....

*J. Michael Carey*

City Clerk  
vdw

*26*

TO CITY CLERK FOR PLACEMENT ON NEXT  
COUNCIL AGENDA TO BE POSTED  
**MOTION**

#53

APR 28 2004

On March 5, 2002, under Council File No. 01-1459, the City Council adopted new procedures for processing street vacations, which require the adoption of a Rule 16 motion to initiate street vacation proceedings. Under these new procedures, when a petitioner submits an application and a fee deposit to the Bureau of Engineering, the Chair of the Public Works Committee is required to introduce a motion for the purposes of assigning a Council File Number and initiating the investigation of the vacation.

*CK*  
*CD*

Pam Ball of GLM Associates, on behalf of William E. Boehringer II, owner of the property legally described as Lot 7 of Tract 9970; has submitted an application requesting to vacate the westerly half of the northerly side of Thrush Way approximately 175' northeasterly of Magnetic Terrace, located in Council District 5. The petitioner has also submitted a fee deposit to cover the cost of processing the vacation proceedings.

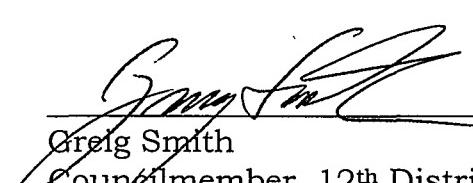
Additionally, the adoption of the following recommendations does not constitute or imply approval of the vacation.

I THEREFORE MOVE that upon adoption of this motion, street vacation proceedings be initiated pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law.

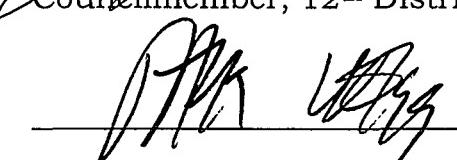
I FURTHER MOVE that the Bureau of Engineering be directed to investigate the feasibility of this vacation request.

I FURTHER MOVE that the Bureau of Engineering present its report regarding the feasibility of vacating the requested area to the Public Works Committee.

Presented by:

  
Greg Smith  
Councilmember, 12<sup>th</sup> District

Seconded by:



*MD.*

**ADOPTED**

MAY 05 2004

E 1400880

APR 28 2004

LOS ANGELES CITY COUNCIL

INTVAC

COUNCIL VOTE

May 5, 2004 10:50:32 AM, #2

Items for Which Public Hearings Have Not Been Held - Items 18-29  
Voting on Item(s): 19-29

Roll Call

CARDENAS	Absent
GARCETTI	Yes
GREUEL	Yes
HAHN	Absent
LABONGE	Yes
LUDLOW	Yes
MISCIKOWSKI	Yes
PARKS	Yes
PERRY	Yes
REYES	Absent
SMITH	Yes
VILLARAIGOSA	Absent
WEISS	Absent
ZINE	Yes
*PADILLA	Yes

Present: 10, Yes: 10 No: 0